

DRF 3.3-054-US



### **CERTIFICATION UNDER 37 CFR 1.10**

The undersigned hereby certifies that this correspondence, and all documents referred to as being enclosed herewith, is being deposited with the United States Postal Service on this date November 17, 2006 in an envelope as "Express Mail Post Office to Addressee", Mailing Label Number EV 504212928 US, addressed to: Mail Stop Amendment, Commissioner For Patents, P.O. Box 1450, Alexandria VA 22313-1450

Joan Anisiewsk

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: WASSERMANN et al.

Application No.: 10/561,639

Group Art Unit: 1614

Filed: December 20, 2005

Examiner: Zhang, Nancy L.

For:

COMPOSITIONS COMPRISING BALAGLITAZONE AND FURTHER

ANTIDIABETIC COMPOUNDS

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# TRANSMITTAL LETTER

Sir:

In response to the Notice of Non-Compliant Amendment that was mailed on November 6, 2006, transmitted herewith for filing in the above-identified application is a

X Supplementary Preliminary Amendment;

X Postcard;

X Copy of Notification; and

X Certificate of Mailing.

Respectfully submitted,

Date: November 17, 2006

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In re Application of: WASSERMANN et al.

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# SUPPLEMENTARY PRELIMINARY AMENDMENT

This is submitted in response to the Notice of Non-Compliant Amendment that was mailed on November 6, 2006 for the subject application, setting a one-month period for responding. Applicants hereby transmit: a copy of the Notification.

In connection with completion of the filing requirements for the subject application, entry of the following amendments to the claims is requested. Upon entry of the amendments, the pending claims will be those of the following listing beginning on page 2.